

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE TREMONT SECURITIES LAW,
STATE LAW AND INSURANCE
LITIGATION

x : Master File No.: 08 Civ. 11117
: (TPG)
:
:
:

NOTICE OF MOTION

This Document Relates to: Securities Actions
08 Civ. 11212 (TPG)

x : ORAL ARGUMENT
: REQUESTED
:
x Electronically Filed

PLEASE TAKE NOTICE that, upon the annexed Declaration of Richard Cashman, dated April 29, 2010, and the exhibit thereto, namely the Opinion of this Court dated March 30, 2010, granting the motions filed herein by defendants Ernst & Young LLP and KPMG LLP to dismiss all of the claims asserted against them in the Consolidated and Amended Class Action Complaint that was filed in the above-referenced Securities Actions, and upon the accompanying Memorandum of Law in support of this motion, defendants Ernst & Young LLP and KPMG LLP will move this Court for an Order pursuant to Rule 54(b) of the Federal Rules of Civil Procedure directing the entry of a final judgment dismissing the Securities Actions as to them, on the ground that the Court has finally determined the claims against Ernst & Young LLP and KPMG LLP and there is no just reason for delay in entering a final judgment as to them, and granting such other and further relief as the Court deems appropriate.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rule 6.1(b), opposition papers, if any, to this motion must be served on the undersigned counsel within fourteen (14) days after service hereof.

Dated: New York, New York
April 29 , 2010

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Lawrence J. Zweifach
Lawrence J. Zweifach (LZ 8641)
(lzweifach@gibsondunn.com)
Richard Cashman (RC 4769)
(rcashman@gibsondunn.com)
200 Park Avenue, 47th Floor
New York, New York 10166-0193
Telephone: (212)351-4000
Facsimile: (212) 351-4035

Attorneys for Defendant Ernst & Young LLP

HOWREY LLP

By: /s/ Gregory G. Ballard
Gary F. Bender (GB 6728)
(benderG@howrey.com)
Gregory G. Ballard (GB 6073)
(ballardG@howrey.com)
R. Corey Worcester (RW 6314)
Worcesterc@howrey.com
601 Lexington Avenue
New York, NY 10022
Telephone: (212) 896-6500
Facsimile: (212) 896-6501

WILLIAMS & CONNOLLY LLP

John K. Villa (pro hac vice)
(jvilla@wc.com)
David A. Forkner (pro hac vice)
(dforkner@wc.com)
725 Twelfth Street, N.W.
Washington, DC 20005
Telephone: (202) 434-5000
Facsimile: (202) 434-5029

Attorneys for Defendant KPMG LLP

100851781_3.DOC